

** E-filed on 10/19/2005 **

NOT FOR CITATION
IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

HORTA, LLC,

Plaintiff,

v.

FEDERAL AVIATION ADMINISTRATION, et
al.,

Defendants.

Case Number C 05-03778 HRL

[Case Number C 02-04086 JF (RS)]

[Case Number C 00-20018 JF (HRL)]

ORDER¹ GRANTING MOTION TO
RELATE CASES

On September 28, 2005, Plaintiff Horta, LLC filed an administrative motion to consider whether to relate the case *Horta, LLC v. Federal Aviation Administration, et al.*, case number C 05-03778 HRL, to the related cases *Horta, LLC v. City of San Jose*, case number C 02-04086 JF (RS), and *Wing and a Prayer, Inc. v. City of San Jose*, case number C 00-20018 JF (HRL), the latter of which has been dismissed. In *Horta, LLC v. Federal Aviation Administration, et al.*, Horta seeks to enforce subpoenas issued in *Horta, LLC v. City of San Jose*.

¹ This disposition is not designated for publication and may not be cited.

1 Absent objection from any party and for good cause shown, the motion to relate the cases
2 is GRANTED. Accordingly, case number C 05-03778 HRL shall be reassigned to the
3 undersigned for all further proceedings. The referral to Magistrate Judge Lloyd shall be
4 withdrawn and the case shall be referred to Magistrate Judge Seeborg, who is the referral judge
5 in *Horta, LLC v. City of San Jose*. Hereinafter the case shall be designated as C 05-03778 JF
6 (RS).

7 IT IS SO ORDERED.

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10 DATED: October 19, 2005

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12 /s/ electronic signature authorized
13 JEREMY FOGEL
14 United States District Judge
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1 This Order has been served upon the following persons:

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